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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

WILLIAM J. CUNDITT,

Petitioner,

vs.

HIGH DESERT STATE PRISON, *et al.*,

Respondents.

3:11-cv-00785-ECR-WGC

**ORDER**

This is a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 in which petitioner, a state prisoner, is proceeding *pro se*. Petitioner has filed two motions to proceed *in forma pauperis*. (ECF Nos. 1, 4.)

Petitioner's motions to proceed *in forma pauperis* are not on the form approved by this court and are incomplete. Petitioner must submit his application to proceed *in forma pauperis* on the court-approved form along with a financial certificate properly executed by an appropriate institutional officer and a statement of the petitioner's inmate trust fund account for the past six months. 28 U.S.C. § 1915(a)(2); Local Rule LSR 1-1; Local Rule LSR 1-2.

Petitioner will be granted the opportunity to do one of the following: (1) pay the filing fee of

1 \$5.00, or (2) file a fully completed application to proceed *in forma pauperis* on the court-approved form.

2 **IT IS THEREFORE ORDERED** that petitioner's motions to proceed *in forma pauperis* (ECF  
3 Nos. 1, 4) are **DENIED**.

4 **IT IS FURTHER ORDERED** that petitioner shall, within **thirty (30) days** from the date of  
5 entry of this order, do one of the following: (1) pay the filing fee of \$5.00, or (2) file a fully completed  
6 application to proceed *in forma pauperis*, on the correct form, including a financial certificate signed  
7 by an authorized prison or jail officer and a statement of his inmate trust fund account for the six months  
8 prior to the filing of his application.

9 **IT IS FURTHER ORDERED** that if petitioner does not timely comply with this order,  
10 dismissal of this action may result.

11 **IT IS FURTHER ORDERED** that the clerk shall **SEND** plaintiff the approved form for an  
12 application to proceed *in forma pauperis* and instructions for the same.

13 **IT IS FURTHER ORDERED** that the clerk shall retain the petition, but shall not file it at this  
14 time.

15 Dated this 13 day of December, 2011.

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17 UNITED STATES DISTRICT JUDGE  
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